

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 13 1976

Returned to applicant for correction \_\_\_\_\_

Corrected application filed APR 22 1976 Map filed APR 22 1976

The applicant Fred Kelley

P. O. Box 451 of Dayton  
Street and No. or P.O. Box No. City or Town

Nevada 89403, hereby make S application for permission to change the  
State and Zip Code No.

Point of Diversion and Place of Use of a portion of

of water heretofore appropriated under Permit No. 27817

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground  
Name of stream, lake or other source.
2. The amount of water to be changed 1.33 CFS  
Second feet, acre feet.
3. The water to be used for Irrigation and domestic  
If for stock state number and kind of animals.
4. The water heretofore used for Irrigation and domestic  
If for stock state number and kind of animals.
5. The water is to be diverted at the following point in the NW $\frac{1}{4}$  SE $\frac{1}{4}$  section 17,  
T.17N., R.23E., M.D.B.&M., from which the east one quarter  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be  
corner of said section 17 bears N. 89° 30' E., 1425 feet.  
stated.
6. The existing point of diversion is located within the NW $\frac{1}{4}$  SW $\frac{1}{4}$  section 17, T.17N.,  
R.23E., M.D.B.&M. from which the south west corner of said  
If point of diversion is not changed, do not answer.  
section 17 bears S. 4° 30' W., 2520 feet.
7. Proposed place of use 80 acres in the N $\frac{1}{2}$  SE $\frac{1}{4}$  and the S $\frac{1}{2}$  NE $\frac{1}{4}$  section 17,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
T.17N., R.23E., M.D.B.&M.
8. Existing place of use S $\frac{1}{2}$  SE $\frac{1}{4}$  section 17, T.17N., R.23E., M.D.B.&M.  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
9. Use will be from January 1st. to December 31st. of each year.  
Day and Month Day and Month
10. Use has been from January 1st. to December 31st. of each year.  
Day and Month Day and Month
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Well, pump, pipelines and  
State manner in which water is to be diverted, whether by dam or other works,  
sprinklers.  
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$40,000.00
13. Estimated time required to construct works.....3 years
14. Estimated time required to complete the application of water to beneficial use.....5 years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared ns/ga lk/ga Applicant Fred Kelley

By s/Walter G. Reid  
P. O. Box 474  
Virginia City, Nevada 89440

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 27817 is issued subject to the terms and conditions imposed in said Permit 27817 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.33 cubic feet per second but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before August 30, 1976

Proof of commencement of work shall be filed before September 30, 1976

Work must be prosecuted with reasonable diligence and be completed on or before August 30, 1976

Proof of completion of work shall be filed before September 30, 1976

Application of water to beneficial use shall be made on or before August 5, 1977

Proof of the application of water to beneficial use shall be filed on or before September 5, 1977

Map in support of proof of beneficial use shall be filed on or before September 5, 1977

Commencement of work filed SEP 16 1976

Completion of work filed SEP 27 1976

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

Recorded Bk. Page

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 30th day of June

A.D. 1976

State Engineer